

IFW

Attorney Docket No. Our Case: 100717-692

APPLICANT: BAYER BUSINESS SERVICES GmbH

TITLE: METHOD FOR PROVIDING ANY TYPE OF STORAGE MEDIA  
CONTAINING PRERECORDED STRUCTURED INFORMATION

USSN: 10/591,220

FILED: August 31, 2006

**FIRST CLASS MAIL CERTIFICATE**

Date of Deposit: October 30, 2006

I hereby certify that the following items:

Receipt of

1. Information Disclosure Statement and form PTO 1449 (pages 1-5)
2. References (15)
3. Return Receipt Postcard

mailed via Express Mail, postage prepaid, is hereby acknowledged.

are being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

NORRIS, McLAUGHLIN & MARCUS, P.A.

By Estela Diaz  
Estela Diaz



100717-692

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS : Birte ACHTEN et al.

SERIAL NO. : 10/591,220

FILED : October 19, 2006

FOR : METHOD FOR PROVIDING ANY TYPE OF STORAGE MEDIA  
CONTAINING PRERECORDED STRUCTURED INFORMATION

ART UNIT : To Be Assigned

EXAMINER : To Be Assigned

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October 26, 2006

Hon. Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO-1449.

**I. Timeliness, Fees and Certifications in lieu of Fees**

- ☒ A. This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR § 1.97(e). However, should the Commissioner determine that a fee is, in fact, due, the Commissioner is hereby

authorized to charge the fee to Deposit Account No. 14-1263.

- ☐ B. This information disclosure statement is being filed after the period in A above, but before the mailing of either a final action or a notice of allowance. Pursuant to 37 CFR § 1.97(c), consideration of this information disclosure statement requires a fee or a statement under 37 CFR § 1.97(e):
  - ☐ 1. The Commissioner is hereby authorized to charge the fee set forth in 37 CFR § 1.17(p) to Deposit Account No. 14-1263.
  - ☐ 2. Applicants hereby state that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.
  - ☐ 3. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement.
- ☐ C. This information disclosure statement is being filed after the period specified in B above, but on or before the payment of the issue fee. Pursuant to 37 CFR § 1.97(d), consideration of this information disclosure statement requires a petition, which Applicants hereby request, and payment of the petition fee, which is set forth in 37 CFR § 1.17(i), and which the Commissioner is hereby authorized to charge to Deposit Account No. 14-1263. Consideration of this information disclosure statement also requires a statement under 37 CFR § 1.97(e):
  - ☐ 1. Applicants hereby state that each item of information contained in this

information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

- ☐ 2. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement.

## **II. Copies of Listed References**

- ☒ A. Copies of all references listed on the attached Form PTO-1449 are being supplied.
- ☐ B. Copies of all references listed on the attached Form PTO-1449 have already been supplied during the prosecution of prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, from which the present application claims priority pursuant to 35 USC § 120. Therefore, pursuant to 37 CFR § 1.98(d), copies of the references listed on the attached Form PTO-1449 are not now being supplied.
- ☐ C. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the international search report, and PCT/EP2005/001748 indicates that both the international search report and the copies of the references listed on the attached Form PTO-1449 are in this national stage file. Therefore, copies of the references listed on the attached Form PTO-1449 are not now being supplied.

## **III. Concise Statement of Relevance**

- ☒ A. All references listed on the attached Form PTO-1449 are in the English language, and, therefore, a concise statement of relevance is not required.
- ☐ B. A concise statement of the relevance of all references listed on the attached Form PTO-1449 that are *not in the English language*, is provided below:
- ☐ C. All references listed on the attached Form PTO-1449 were cited in the partial search report issued by the European Patent Office and/or the International search report, and an English-language version of the search reports, which indicates the degree of relevance found by that Patent Office, are attached.
- ☐ D. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the international search report, and a copy of that search report, which indicates the degree of relevance found by the International Search Authority, is attached.
- ☐ E. All listed on the attached Form PTO 1449 were cited during the prosecution of the prior application indicated above under II.B.

#### **IV. Additional Information**

- ☐ A. In addition to the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the following abandoned or co-pending U.S. patent applications:
- [Pursuant to 37 CFR § 1.98(a)(2)(iii), copies of these applications are not being submitted.]
- ☐ B. In addition of the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the information provided on the attached sheet.

Consideration of the foregoing in relation to this application is respectfully requested.

Respectfully submitted,

NORRIS McLAUGHLIN & MARCUS, P.A.

By Christa Hildebrand  
Christa Hildebrand  
Reg. No. 34,953

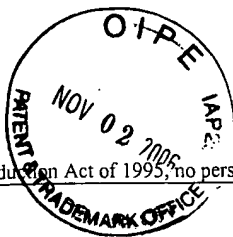
875 Third Avenue  
18th Floor  
New York, New York 10022  
(212) 808-0700

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Services as first class mail in an envelope addressed to: Hon. Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 10/30/06.

NORRIS McLAUGHLIN & MARCUS, P.A.

By Estela Diaz  
Estela Diaz



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Substitute for form PTO-1449  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT'S</b>		Application Number	<b>10/591,220</b>
		Filing Date:	<b>August 31, 2006</b>
		First Named Inventor	<b>Birte ACHTEN, et al.</b>
		Art Unit	<b>To be assigned</b>
		Examiner Name:	<b>To be assigned</b>
Sheet	of	Attorney Docket Number:	<b>100717-692</b>

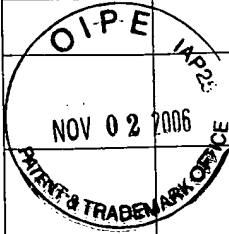
**U.S. PATENT DOCUMENTS**

Examiner's Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup>			
		US 5752020A	06/23/1997	Fuji Xerox Co. Ltd.	
		US 2003135403A	07/27/2003	Gary M. Sanderson, et al.	
		US 2003144916A	07/31/2003	Barry R. Mumm, et al.	
		US 2003050852A	03/13/2003	Yi-Ming Liao, et al.	
		US 2001037460A	11/01/01	Damia Porcari, et al.	
		US 2001039505A	11/08/01	John E. Cronin, et al.	
		US 5,991,751B	11/23/1999	Smart Patents, Inc.	
		US 5,721,910B	02/24/1998	Exxon Research & Engineering, Co.	
		US 6,038,561B	03/14/00	Manning and Napier	
		US 5,999,907B	12/07/1999	Iran H. Donner, et al.	
		US 6,014,663B	01/11/00	Aurigin Systems, Inc.	
		US 5,991,780B	11/23/1999	Aurigin Systems, Inc.	
		US 5,950,214B	09/07/1999	Aurigin Systems, Inc.	

**FOREIGN PATENT DOCUMENTS**

Examiner's Initials*	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup>				
		JP 10031684A	08-27-1999	NOF CORP		
		JP 08272818A	04-14-1998	HANANO NARUKO		
		JP 2002073606A	09-26-2003	MATSUSHITA ELECTRIC IND CO LTD		
		WO03/098469	11-27-2003	Georg WENGLER		
		KR2001107797A	07-28-2006	LEE, KYEONG RAN ZOOM TECHNOLOGY INC.		

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		JP 2002163275A	01-15-2004	KONICA MINOLTA HOLDINGS INC.		
		JP 2001337991A	05-13-2003	HIROSE CASTING:KK		
		WO02/025545	03-28-2002	GENERAL ELECTRIC COMPANY		
		WO01/97100A	06-15-2001	FREEHILLS CARTER SMITH BEADLE		
		WO01/086522A	11-15-2001	FRANKS, Robert, Benjamin		
		WO02/37344A	05-25-2001	SIMPSON, Justin, Ryan		
		WO0159679A	08-16-2001	IPCAPITAL GROUP, INC.		
		WO00/052618A	09-08-2000	AURIGIN SYSTEMS, INC.		
		WO00/011575A	03-21-2000	AURIGIN SYSTEMS, INV		
		00118457	02-13-2002	VAPOR CORPORATION		

### NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>

**EXAMINER SIGNATURE:**

**DATE CONSIDERED:**

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>see Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>for Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

The collection of information is required by 37 CFR 1.197 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.